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JUN 24 2004

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OFFICIAL

June 24, 2004

VIA FACSIMILE

To: Examiner B. Smith
Group Art Unit No. 2824
U.S.P.T.O.

Facsimile No.: (703) 872-9306

From: Phillip E. Miller

Facsimile No.: (703) 761-2375

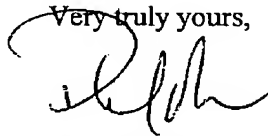
Re: Enclosed § 1.111 Amendment
U.S. Patent Application Serial No. 10/042,181
Our Ref: YOR.3249

Dear Examiner:

Please find enclosed an Amendment which should place the above-referenced case in condition for allowance.

Thank you in advance for your consideration on this case.

Very truly yours,



Phillip E. Miller

PEM/kks
Enclosure

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Bojarczuk et al.

Serial No.: 10/042,181 Group Art Unit: 2824

Filed: January 11, 2002 Examiner: Bradley Smith

For: RARE EARTH METAL OXIDE MEMORY ELEMENT BASED ON CHARGE
STORAGE AND METHOD FOR MANUFACTURING SAMEHonorable Commissioner of Patents
Alexandria, VA 22313-1450**EXCESS CLAIM FEE PAYMENT LETTER**

Sir:

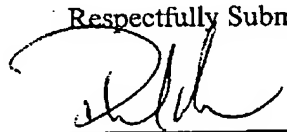
Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.

	<u>After Amendment</u>	<u>Prev. Paid for</u>	<u>Extra Claims Present</u>	<u>Rate</u>	<u>Fee Due</u>
Total claims	33	30	3	18.00	\$54.00
Indep. claims	4	4	0	84.00	\$0.00
Total Additional Fee for this Amendment					\$54.00

The Commissioner is hereby authorized to charge the amount of \$54.00 to Assignee's Deposit Account No. 50-0510 to cover the cost of the Excess Claim Fee.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Assignee's Deposit Account No. 50-0510.

Respectfully Submitted,

Date: 6/29/04Phillip E. Miller
Reg. No. 46,060

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Honorable Commissioner of Patents
Alexandria, VA 22313-1450

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AMENDMENT UNDER 37 C.F.R. § 1.111

Sir:

In response to the Office Action dated March 24, 2004, please amend the above-identified application as follows: